

15

IN THE
UNITED STATES DISTRICT COURT
IN AND FOR THE WESTERN DISTRICT OF WASHINGTON
NORTHERN DIVISION

UNITED STATES OF AMERICA,
Petitioner,

Vs.

12.497 ACRES OF LAND, MORE OR LESS,
SITUATE IN THE COUNTY OF KING, STATE
OF WASHINGTON, POPE & TALBOT, INC.,
a California Corporation, et al.,
Defendants.

CIVIL NO. 923

DECLARATION OF TAKING

NO. 1

TO THE HONORABLE,
THE UNITED STATES DISTRICT COURT:

I, HENRY L. STIMSON, Secretary of War of the
United States, do hereby declare that:

1. (a) The lands hereinafter described are taken under and in accordance with the Act of Congress approved February 26, 1931 (46 Stat. 1421, 40 U.S.C. sec. 258a), and acts supplementary thereto and amendatory thereof, and under the further authority of the Act of Congress approved August 18, 1890 (26 Stat. 316), as amended by the Acts of Congress approved July 2, 1917 (40 Stat. 241), April 11, 1918 (40 Stat. 518; 50 U.S.C. sec. 171), and March 27, 1942 (Public Law 507 - 77th Congress), as amended by the Act of Congress approved December 20, 1944 (Public Law 509 - 78th Congress), which acts authorize the acquisition of land for military or other war purposes, and the Act of Congress approved June 28, 1944 (Public Law 374 - 78th Congress), which Act appropriated funds for such purposes.

(b) The public uses for which said lands are taken are as follows:
The said lands are necessary adequately to provide a transmitter site for use in connection with a communication system and other military purposes incident thereto. The said lands have been selected by me for acquisition by the United States for use in connection with the establishment of the Alaska Communications System, Seattle, Washington, and for such other uses as may be authorized by Congress or by Executive Order, and are required for immediate use.

Incl 3

Trach #3

Filed 29 June 1945

16

2. A general description of the lands being taken is set forth in Schedule "A" attached hereto and made a part hereof and is a description of part of the same lands described in the petition in the above entitled cause.

3. The estate taken for said public uses is the full fee simple title thereto, subject, however, to existing easements for public roads and highways, for public utilities, for railroads and for pipe lines.

4. A plan showing the lands taken is annexed hereto as Schedule "B" and made a part hereof.

5. The sum estimated by me as just compensation for said land, with all buildings and improvements thereon and all appurtenances thereto, and including any and all interests hereby taken in said lands, is set forth in Schedule "A" herein, which sum I cause to be deposited herewith in the Registry of said Court for the use and benefit of the persons entitled thereto. I am of the opinion that the ultimate award for said lands will probably be within any limits prescribed by law as the price to be paid therefor.

IN WITNESS WHEREOF, the petitioner, by its Secretary of War, thereunto authorized, has caused this declaration to be signed in its name by said HENRY L. STIMSON, Secretary of War, this the JUN 11 1945 day of June, 1945, A. D., in the City of Washington, District of Columbia.

HENRY L. STIMSON
Secretary of War of the
United States

SCHEDULE "A"

The land which is the subject matter of this Declaration of Taking aggregates 7.526 acres, more or less, situate and being in the County of King, State of Washington. A description of the lands taken, together with the names of the purported owners thereof and a statement of the sum estimated to be just compensation therefor is as follows:

Tract No. 3

A parcel of land in the N. E. $\frac{1}{4}$ of the N. E. $\frac{1}{4}$ of Section 24, Township 24 North, Range 3 East Willamette Meridian, described as follows:

BEGINNING at the point of intersection of the north line of said Section 24 and the easterly line of 21st Avenue S. W. as platted in Cottage Grove No. 3, an addition to the city of Seattle, King County, State of Washington, thence along said easterly line the following courses and distances: south $5^{\circ}32'26''$ east 23.42 feet; thence south $00^{\circ}58'19''$ east 176.67 feet to the true point of beginning; thence north $89^{\circ}17'52''$ east 1313.40 feet to the east line of said section; thence south $00^{\circ}02'58''$ east along the east line of said section a distance of 250.01 feet; thence south $89^{\circ}17'52''$ west parallel with the above-described northerly line of this parcel 1309.37 feet to the above-mentioned easterly line; thence north $00^{\circ}58'19''$ west along said last-mentioned easterly line a distance of 250.00 feet to the true point of beginning, containing 7.526 acres, more or less.

Names of Purported Owners: (1) Pope & Talbot, Inc., a Corporation
(2) City of Seattle

Address of Purported Owners: Seattle, Washington

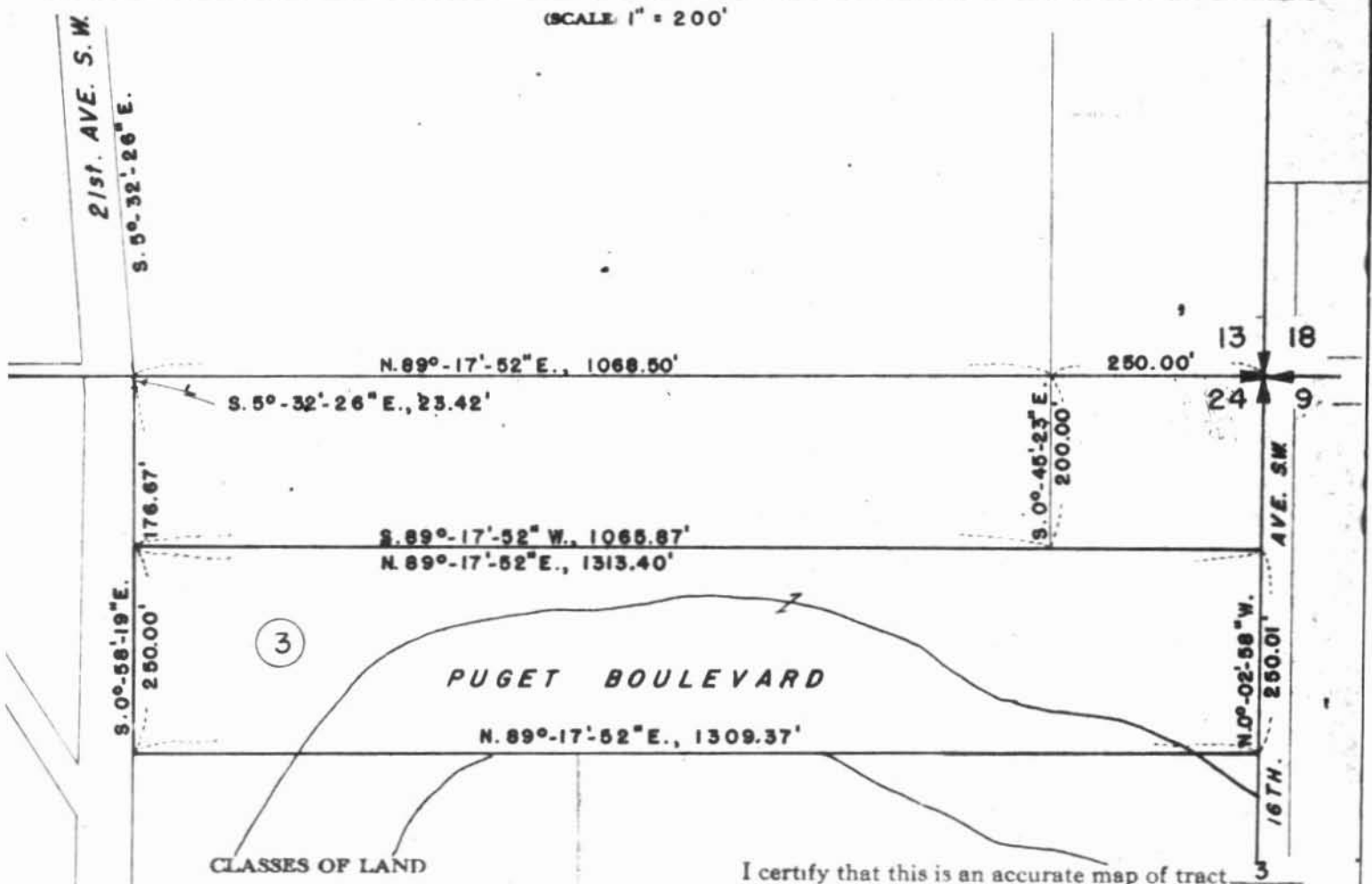
Estimated Compensation: ONE THOUSAND FOUR HUNDRED FIFTY TWO AND 60/100 DOLLARS (\$1,452.60)

The gross sum estimated to be just compensation for the lands hereby taken is ONE THOUSAND FOUR HUNDRED FIFTY TWO AND 60/100 DOLLARS (\$1,452.60).

TRACT MAP (WITHOUT GRID)

Project symbol No. ALASKA COMMUNICATION SYSTEM Tract No. 3Name of owner POPE & TALBOT INC.

Field work by _____ Date _____

Description of tract AS SHOWN BELOWCrop land ☐Pasture land ☐Forest land ☐* ☐

(The grades of each class of land must be shown on the map proper.)

* Name of any other class of land involved.

I certify that this is an accurate map of tract 3

_____, based on _____

_____ which
shows this tract to contain 7.526 acres.L. FRAZIER

(Name)

DRAFTSMAN

(Title)

5-3-45

(Date)

Indicate whether map is based on General Land Office records, actual survey of tract, or deed to vendor from former owner; or indicate the nature of other information used.

SCHEDULE "B"